

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

**SPINIELLO COMPANIES,**

**Plaintiff,**

**v.**


**BRICO INDUSTRIES, INC.,**

**Defendant.**


**CIVIL ACTION NO. 04-11933-NMG**

**CERTIFICATION**

The undersigned hereby certifies that, pursuant to Local Rule 16.1(D)(3), Spiniello Companies and its undersigned counsel have conferred with a view to establishing a budget for the costs of conducting the full course, as well as various alternative courses, of this litigation. In addition, Spiniello Companies has conferred with its undersigned counsel to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4 - mini-trial; summary jury trial; and mediation.

  
Authorized Representative of  
Spiniello Companies  
**PRESIDENT**

**DATED:**  December 2, 2004

  
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